

SECOND REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 680
97TH GENERAL ASSEMBLY

Reported from the Committee on Governmental Accountability and Fiscal Oversight, March 13, 2014, with recommendation that the Senate Committee Substitute do pass.

4890S.02C

TERRY L. SPIELER, Secretary.

AN ACT

To amend chapter 208, RSMo, by adding thereto one new section relating to eligibility for food stamps.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Chapter 208, RSMo, is amended by adding thereto one new section, to be known as section 208.247, to read as follows:

208.247. 1. Pursuant to the option granted the state by 21 U.S.C. Section 862a(d), an individual who has pled guilty to or is found guilty under federal or state law of a felony involving possession or use of a controlled substance shall be exempt from the prohibition contained in 21 U.S.C. Section 862a(a) against eligibility for food stamp program benefits for such convictions, if such person, as determined by the department:

(1) Is currently successfully participating in a substance abuse treatment program approved by the division of alcohol and drug abuse within the department of mental health;

(2) Is currently accepted for treatment in and participating in a substance abuse treatment program approved by the division of alcohol and drug abuse, but is subject to a waiting list to receive available treatment, and the individual remains enrolled in the treatment program and enters the treatment program at the first available opportunity;

(3) Has satisfactorily completed a substance abuse treatment program approved by the division of alcohol and drug abuse;

(4) Is determined by a division of alcohol and drug abuse certified treatment provider not to need substance abuse treatment;

21 **(5) Is successfully complying with, or has already complied with,**
22 **all obligations imposed by the court, the division of alcohol and drug**
23 **abuse and the division of probation and parole; and**

24 **(6) Does not have an additional controlled substance felony**
25 **offense one year after release from custody or, if not committed to**
26 **custody, such person does not have an additional controlled substance**
27 **felony offense one year after the date of conviction.**

28 **2. Eligibility based upon the factors in subsection 1 of this**
29 **section shall be based upon documentary or other evidence satisfactory**
30 **to the department of social services, and the applicant must meet all**
31 **other factors for program eligibility.**

32 **3. The department of social services, in consultation with the**
33 **division of alcohol and drug abuse, shall promulgate rules to carry out**
34 **the provisions of this section, including specifying criteria for**
35 **determining active participation in and completion of a substance**
36 **abuse treatment program.**

Bill ✓

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